IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ADMIRALTY SUIT (L) NO. 1567 OF 2007

Farlin Timbers Pte. Ltd. & Anr. ... Plaintiffs.

V/s.

M.V. "Caraka Jaya Niaga III-4" & Anr. ... Defendants.

Mr. Ashish Kamat i/b. Crawford Bayley & Co. for the Plaintiffs.
None for the Defendants.

CORAM : DR. D.Y. CHANDRACHUD, J.

14TH June, 2007.

P.C. :-

1. Counsel appearing on behalf of the Plaintiffs states that the Plaintiffs have issued instructions not to press the suit since security was obtained in pursuance of arbitration proceedings in Singapore. On the request of the Counsel the suit is dismissed as withdrawn. Consequently, the order of arrest dated 2nd June 2007 shall stand vacated and the Vessel is at liberty to sail. There shall be a refund of Court fees in accordance with the rules.

2. The instrument of release is dispensed with. The Plaintiffs' Advocates are at liberty to communicate a copy of this order by facsimile to the Port and concerned authorities.

3. Counsel appearing on behalf of the Plaintiffs undertakes that the Sheriff's poundage if any payable in accordance with the rules shall be paid within a period of one week from today.